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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
TIERRA BUENA WATER COMPANY, INC. FOR
APPROVAL OF FINANCING.

DOCKET NO. W-02076A-15-0024

IN THE MATTER OF THE APPLICATION OF
TIERRA BUENA WATER COMPANY, INC. FOR
A RATE INCREASE.

DOCKET NO. W-02076A-15-0135

PROCEDURAL ORDER

On January 29, 2015, in Docket No. W-02076A-15-0024 ("Financing Docket"), Tierra Buena Water Company, Inc. ("Tierra Buena" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for approval of financing. The financing for which approval is requested is an \$899,506 loan from the Water Infrastructure Finance Authority of Arizona ("WIFA"), the proceeds of which would be used to: (1) construct a metered interconnection with Valley Utilities Water Company, Inc.; (2) rehabilitate Well No. 2; and (3) construct an arsenic treatment facility.

On February 17, 2015, in the Financing Docket, the Company filed an affidavit certifying that notice of the financing application was mailed to its customers on February 10, 2015.

On February 26, 2015, in the Financing Docket, the Company filed an affidavit of publication verifying that notice of the financing application was published in the *West Valley View* and *West Valley Business* on February 17, 2015.

On March 11, 2015, the Company filed revised balance sheets in the Financing Docket.

On April 24, 2015, in Docket No. W-02076A-15-0135 ("Rate Docket"), the Company filed an application for a permanent rate increase.

Arizona Corporation Commission

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1 On May 20, 2015, in the Rate Docket, the Commission's Utilities Division ("Staff") filed a
2 Letter of Deficiency indicating that the rate application did not meet the sufficiency requirements
3 outlined in the Arizona Administrative Code ("A.A.C.") R14-2-103.

4 On June 2, 2015, the Company filed a Response to Deficiency Letter in the Rate Docket.

5 On June 19, 2015, Staff filed a Letter of Sufficiency in the Rate Docket, stating that the
6 Company's rate application had met the sufficiency requirements outlined in A.A.C. R14-2-103 and
7 classifying Tierra Buena as a Class E utility. Staff further stated that its Staff Report would be filed
8 on or before August 18, 2015.

9 On June 22, 2015, Staff filed a Motion to Consolidate and Request for Procedural Order in
10 each of the two dockets, requesting a procedural order to consolidate the Financing Docket and Rate
11 Docket and establish a procedural schedule.

12 On July 8, 2015, a Procedural Order was issued consolidating the Financing Docket and Rate
13 Docket, and establishing various filing deadlines.

14 On August 18, 2015, Staff filed a Request for an Extension of Time to File Staff Report until
15 August 20, 2015. Staff states that Tierra Buena has no objection to Staff's request.

16 Staff's request is reasonable and should be granted.

17 IT IS THEREFORE ORDERED that **Staff's request for an extension of time**, from August
18 18, 2015 to August 20, 2015, to file its Staff Report and associated exhibits **is hereby granted**.

19 IT IS FURTHER ORDERED that any **objections or response to the Staff Report** shall be
20 made in writing and filed on or before **September 1, 2015**.

21 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
22 31, 38, 42 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

23 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 – Unauthorized
24 Communications) continues to apply to this proceeding and shall remain in effect until the
25 Commission's Decision in this matter is final and non-appealable.

26 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
27 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
28 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings

1 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
2 discussion unless counsel has previously been granted permission to withdraw by the Administrative
3 Law Judge or the Commission.

4 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
5 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
6 hearing.

7 DATED this 20th day of August, 2015.


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10 
11 SCOTT M. HESLA
12 ADMINISTRATIVE LAW JUDGE
13

14 Copies of the foregoing mailed/delivered
15 this 20th day of August, 2015 to:

16 Steve Wene
17 MOYES SELLERS & HENDRICKS LTD.
18 1850 N. Central Avenue, Suite 1100
19 Phoenix, AZ 85004
20 Attorneys for Tierra Buena Water Company, Inc.

21 Janice Alward, Chief Counsel
22 Legal Division
23 ARIZONA CORPORATION COMMISSION
24 1200 West Washington Street
25 Phoenix, AZ 85007

26 Thomas Broderick, Director
27 Utilities Division
28 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

24 By: 
25 Tammy Velarde
26 Assistant to Scott M. Hesla
27
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